

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

TUESDAY, THE 13TH MARCH 2007 / 22ND PHALGUNA 1928

WP(C).No. 23291 of 2006(W)

PETITIONER:

T.J.MATHAI, S/O.JOSEPH,
THEKKANATH HOUSE, THOUNDAYIL LANE,
KOCHI-36.

BY ADV. SRI.P.M.SEBASTIAN
SRI.M.R.MOUNEESH

RESPONDENTS:

1. CORPORATION OF COCHIN,
REPRESENTED BY ITS SECRETARY, COCHIN-31.
2. THE MAYOR, CORPORATION OF COCHIN,
COCHIN-31.
3. SUPERINTENDING ENGINEER,
CORPORATION OF COCHIN, COCHIN-31.

BY SC SRI. S. RAMESH BABU

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 13/03/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1 TRUE COPY OF THE PETITION DATED 2.8.2006 SUBMITTED BEFORE THE 2ND RESPONDENT.

EXT.P1(a) TRUE COPY OF THE LIST OF BILLS AS ON 3.8.2006 SUBMITTED ALONG WITH EXT.P1 PETITION, WITH REGARD TO APPROVED BILLS FOR PAYMENTS.

RESPONDENTS' EXHIBITS: NIL

TRUE COPY

P.S. TO JUDGE

C.N.RAMACHANDRAN NAIR,J.

W.P.C. NO. 23291 OF 2006

Dated this the 13th day of March, 2007

JUDGMENT

The case of the Corporation is that petitioner has to wait for payments for the work executed by him in accordance with priority as this Court has ordered payments based on priority in other cases. If there are general directions issued by this Court with regard to payment to contractors, then petitioner cannot ask for orders contrary to judgment of this Court. In fact this Court had passed interim order on 1.9.2006 directing the Corporation to make payment for work already executed by him. It is not known whether Corporation has made payment pursuant to interim order inspite of general orders directing payment on priority basis. In any case since there are general directions issued to the Corporation for payment of contractors, there is no need to consider petitioner's case separately. Accordingly W.P. is closed.

(C.N.RAMACHANDRAN NAIR)
Judge

